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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/006,992	12/06/2001	Lawrence W. Stark	018158-018610US	1090

20350 7590 03/27/2008

TOWNSEND AND TOWNSEND AND CREW, LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
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EXAMINER

ART UNIT

PAPER NUMBER

DATE MAILED: 03/27/2008

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10006992	12/6/2001	STARK ET AL.	018158-018610US

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EXAMINER

david shay

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3735

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Commissioner for Patents

With respect to the Rely Brief filed April 9, 2007, two things are noted: 1) the Examiner's Answer mailed out July 10, 2007 was sent out in response to an order by the Board of Patent Appeals and Interferences, as the original Examiner's Answer was inadvertently mailed without the required signatures, thus the Examiner's Answer mailed July 10, 2007 was not mailed in response to the Reply Brief filed April 9, 2007; 2) due to the arguments in the Reply Brief separately arguing the patentability of dependent claim 39, the requirement for the mapping of the disclosure to the independent and separately argued dependent claims, identifying each means plus function or step plus function under 35 USC 112, sixth paragraph and/or set forth the structure materials or acts described in the specification as corresponding to the claimed function with specific reference to page and line number and to the drawings, if any by reference number, is no longer satisfied by the description of the invention submitted in the Brief filed October 27, 2007. It is noted that the newly separately argued claim includes a step plus function recitation and thus the requirements with respect to such recitations set forth in 37 CFR 41.37(c)(1)(v) must also be satisfied with respect to this recitation.

/david shay/
Primary Examiner, Art Unit 3735